IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO.4106 OF 2005

Sau. Shubhangi Surendra Mantri : Petitioner

V/s.

Shri Surendra Pramod Mantri : Respondent

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Mrs.N.J. Deshmukh for the petitioner.

Mr.V.S.Kapse for the respondent.

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CORAM : S.A. BOBDE, J.

October 11, 2005.

P.C.:

1. Rule, returnable forthwith.

Mr.Kapse for the respondent waives service of rule.

Heard by consent.

2. After hearing the parties for sometime, the following order is passed, by consent:-

O R D E R

Both the parties agree that application for

interim custody of the child made by the respondent-husband shall be decided by the Family Court within a period of three months from the next date. The Family Court is directed to do so. In the meanwhile, the studies of the child shall not be disturbed for any reason whatsoever and the child shall be allowed to continue to study in the school where she is presently studying i.e. at Thane. The respondent reserves his right to agitate his grievance that the petitioner moved the child from the school at Dahisar to the school at Thane contrary to the order of the family Court. The respondent shall continue to have access to the child whose is in the custody of the petitioner till the disposal of the application for interim custody. The application shall be decided by the Family Court without being influenced by this consent order.

3. The rule stands disposed of accordingly.

S.A. BOBDE, J.